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IN THE UNITED STATES PATENT & TRADEMARK OFFICE

In re application of: JAMES R. KAHN et al.

Serial No. 09/766,069

Group No. 1745

Filed: January 19, 2001

For: APPARATUS FOR SPUTTER DEPOSITION

Examiner: J. A. MERCADO

Commissioner of Patents & Trademarks

Washington, D.C. 20231

Attorney Docket 353-05

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD
OF PATENT APPEALS AND INTERFERENCES

Applicant hereby appeals to the Board from the decision of the Primary Examiner mailed Feb. 26, 2003 finally rejecting claims 1-17.

The items checked below are appropriate:

1. A petition and fee for extension of term for reply to the final rejection is attached.2. x Appeal fee x other than small entityFee \$ 320 small entityFee \$ verified statement attached verified statement filedFee \$ 320

3. Payment

 x Check attached for \$ 320

Signature of Attorney

Dean P. Edmundson

Reg. No. 25723

Telephone: (979) 289-0199

P. O. Box 179

Burton, Texas 77835

Certificate of Mailing

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the Commissioner of Patents & Trademarks, ~~Washington, D.C. 20231~~, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Dean P. Edmundson

Date: May 15, 2003